

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**INDICTMENT FOR VIOLATIONS OF THE
FEDERAL CONTROLLED SUBSTANCES ACT AND FEDERAL GUN CONTROL ACT**

UNITED STATES OF AMERICA	*	CRIMINAL NO.
v.	*	SECTION:
BRIAN RIGGINS	*	
a/k/a "Snag"		VIOLATIONS: 21 USC § 841(a)(1)
a/k/a "B"	*	21 USC § 841(b)(1)(A)
		18 USC § 924(c)
	*	18 USC § 922(g)(1)
		18 USC § 924(a)(2)
	*	
	* * *	

The Grand Jury charges that:

COUNT 1

_____ On or about March 4, 2009, in the Eastern District of Louisiana, the defendant, **BRIAN RIGGINS**, a/k/a "Snag", a/k/a "B" did knowingly and intentionally possess with the intent to distribute five (5) kilograms or more of cocaine hydrochloride and fifty (50) grams or more of cocaine base ("crack"), both Schedule II narcotic drug controlled substances; in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

COUNT 2

On or about March 4, 2009, in the Eastern District of Louisiana and elsewhere, the defendant, **BRIAN RIGGINS**, a/k/a “Snag”, a/k/a “B”, did knowingly possess three firearms, to wit: a Ruger, .22 caliber handgun, bearing serial number 260-89832; a Hi-Point, .380 caliber handgun, Model CF380, bearing serial number P906108; and a Winchester, 12 gauge shotgun, Model 1300, bearing serial number L3160167, in furtherance of a drug trafficking crime for which he may be prosecuted in a Court of the United States as alleged in Count 1 of the Indictment, to wit: possession with intent to distribute cocaine hydrochloride and cocaine base (“crack”), both Schedule II narcotic drug controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A); all in violation of Title 18, United States Code, Section 924(c).

COUNT 3

On or about March 4, 2009, in the Eastern District of Louisiana, the defendant, **BRIAN RIGGINS**, a/k/a “Snag”, a/k/a “B”, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on September 7, 2000 in the 24th Judicial District Court, Parish of Jefferson, Case No. 00-2919, Division “D”, for possession of cocaine, in violation of LA. R.S. 40:967, and a conviction on December 18, 1995, in the 24th Judicial District Court, Parish of Jefferson, Case No. 95-05070, Division “S”, for distribution of cocaine, in violation of LA. R.S. 40:967, did knowingly possess in and affecting interstate commerce, three firearms, to wit: a Ruger, .22 caliber handgun, bearing serial number 260-89832; a Hi-Point, .380 caliber handgun, Model CF380, bearing serial number P906108; and a Winchester,

12 gauge shotgun, Model 1300, bearing serial number L3160167; all in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 4

On or about March 4, 2009, in the Eastern District of Louisiana and elsewhere, the defendant, **BRIAN RIGGINS**, a/k/a “Snag”, a/k/a “B”, did knowingly possess a short-barreled shotgun, to wit: a Harrington & Richardson, .410 caliber shotgun, Model 580, bearing serial number H1203, in furtherance of a drug trafficking crime for which he may be prosecuted in a Court of the United States as alleged in Count 1 of the Indictment, to wit: possession with intent to distribute cocaine hydrochloride and cocaine base (“crack”), both Schedule II narcotic drug controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A); all in violation of Title 18, United States Code, Section 924(c)(1)(B)(i).

NOTICE OF DRUG FORFEITURE

1. The allegation of Count 1 of this indictment is alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offense alleged in Count 1, the defendant, **BRIAN RIGGINS**, a/k/a “Snag”, a/k/a “B”, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count 1 of this indictment.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant.

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property, which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above-forfeitable property.

All in violation of Title 21, United States Code, Section 853.

NOTICE OF GUN FORFEITURE

1. The allegations of Counts 2 through 4 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offenses alleged in Counts 2 through 4, the defendant, **BRIAN RIGGINS**, a/k/a “Snag”, a/k/a “B”, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Sections 924(c)(1)(A) and 922(g), as alleged in Counts 2 through 4 of the Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 924(c)(1)(A), 922(g), and 924(d)(1).

A TRUE BILL:

F O R E P E R S O N

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New Orleans, Louisiana
May 14, 2009